## UNITED STATES BANKRUTPCY COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re:

: Chapter 13

Linda Marie Natale

:

Bankruptcy No. 18-15671AMC

Debtor. :

## ORDER

**AND NOW**, this 17th day of September, 2018, the Debtor having filed the above bankruptcy case on August 28, 2018,

**AND**, the Debtor having filed five (5) prior bankruptcy cases before the present case:

Including case number 03-32544, a Chapter 13 case filed in the Eastern District of

Pennsylvania Bankruptcy Court on August 27, 2003 and discharged on January 19, 2006,

Including case number 15-15314, a Chapter 13 case filed in the Eastern District of Pennsylvania Bankruptcy Court on July 28, 2015 and dismissed on March 8, 2016 for failure to appear at the 341 meeting of creditors,

Including case number 16-14572, a Chapter 13 filed in the Eastern District of Pennsylvania Bankruptcy Court on June 28, 2016 and dismissed on February 7, 20107 for failure to make plan payments,

Including case number 17-13706, a Chapter 13 filed in the Eastern District of Pennsylvania Bankruptcy Court on May 29, 2017 and dismissed on January 30, 2018 for failure to propose an adequately funded plan,

Including case number 18-14840, a Chapter 13 filed in the Eastern District of Pennsylvania Bankruptcy Court on July 23, 2018 and dismissed on August 21, 2018 for failure to file documents,

**AND**, the docket reflecting that the Debtor has failed to file the below listed documents as requested by the Chapter 13 Trustee:

Chapter 13 Plan
Chapter 13 Statement of Your Current Monthly Income
Calculation of Commitment Period Form 122C-1
Means Test Calculation Form 122C-2
Schedules AB-J
Statement of Financial Affairs
Summary of Assets and Liabilities FormB106

AND, it appearing that it may be appropriate to enter an order barring the Debtor from filing future bankruptcy cases for a period of 365 days, either individually or jointly, without first obtaining this Court's permission, to the extent this Court finds that the Debtor filed this case in bad faith,

It is hereby **ORDERED** that:

A HEARING to consider DISMISSAL of this case and RESTRICTIONS on the Debtor's right to refile another bankruptcy case is SCHEDULED on October 9, 2018 at 11:00 a.m. in Bankruptcy Courtroom No. 4, Second Floor, Robert N.C. Nix Building & Courthouse, 900 Market Street, Philadelphia, Pennsylvania to show cause why this bankruptcy case should not be dismissed for Debtor's failure to file documents.

It is **FURTHER ORDERED** that if the Debtor fails to appear at the hearing scheduled above, this case may be dismissed without further notice and an Order may be entered **barring the Debtor from filing future bankruptcy cases for a period of 365 days**, either individually or jointly, without first seeking court approval. <u>See, e.g., In re Casse</u>, 198 F. 3d 327 (2d Cir. 1999).

Ashely M. Chan

United States Bankruptcy Judge